

UNITED STATES BANKRUPTCY COURT  
SOUTHERN DISTRICT OF NEW YORK  
MANHATTAN DIVISION

In re: §  
§  
DIMITRI NURSERIES, INC. § Case No. 09-13258  
§  
Debtor §

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**CHAPTER 7 TRUSTEE'S FINAL ACCOUNT AND DISTRIBUTION  
REPORT CERTIFICATION THAT THE ESTATE HAS BEEN FULLY  
ADMINISTERED AND APPLICATION TO BE DISCHARGED (TDR)**

Angela Tese-Milner, as Trustee, chapter 7 trustee, submits this Final Account, Certification that the Estate has been Fully Administered and Application to be Discharged.

1) All funds on hand have been distributed in accordance with the Trustee's Final Report and, if applicable, any order of the Court modifying the Final Report. The case is fully administered and all assets and funds which have come under the trustee's control in this case have been properly accounted for as provided by law. The trustee hereby requests to be discharged from further duties as a trustee.

2) A summary of assets abandoned, assets exempt, total distributions to claimants, claims discharged without payment, and expenses of administration is provided below:

Assets Abandoned: 79,645.00 (Without deducting any secured claims)	Assets Exempt: NA
Total Distributions to Claimants: 55,315.00	Claims Discharged Without Payment: NA
Total Expenses of Administration: 398,152.85	

3) Total gross receipts of \$ 453,467.85 (see **Exhibit 1**), minus funds paid to the debtor and third parties of \$0.00 (see **Exhibit 2**), yielded net receipts of \$ 453,467.85 from the liquidation of the property of the estate, which was distributed as follows:

	CLAIMS SCHEDULED	CLAIMS ASSERTED	CLAIMS ALLOWED	CLAIMS PAID
SECURED CLAIMS (from <b>Exhibit 3</b> )	\$ 59,822.00	\$ 277,146.26	\$ 5,959.50	\$ 5,959.50
PRIORITY CLAIMS: CHAPTER 7 ADMIN. FEES AND CHARGES (from <b>Exhibit 4</b> )	NA	391,876.44	385,576.44	385,576.44
PRIOR CHAPTER ADMIN. FEES AND CHARGES (from <b>Exhibit 5</b> )	NA	41,680.06	12,576.41	12,576.41
PRIORITY UNSECURED CLAIMS (from <b>Exhibit 6</b> )	119,000.00	295,914.59	181,469.61	49,355.50
GENERAL UNSECURED CLAIMS (from <b>Exhibit 7</b> )	244,550.66	340,102.94	123,729.70	0.00
<b>TOTAL DISBURSEMENTS</b>	\$ 423,372.66	\$ 1,346,720.29	\$ 709,311.66	\$ 453,467.85

4) This case was originally filed under chapteron 05/20/2009 , and it was converted to chapter 7 on 11/24/2009 . The case was pending for 94 months.

5) All estate bank statements, deposit slips, and canceled checks have been submitted to the United States Trustee.

6) An individual estate property record and report showing the final accounting of the assets of the estate is attached as **Exhibit 8**. The cash receipts and disbursements records for each estate bank account, showing the final accounting of the receipts and disbursements of estate funds is attached as **Exhibit 9**.

Pursuant to Fed R Bank P 5009, I hereby certify, under penalty of perjury, that the foregoing report is true and correct.

Dated: 08/07/2017 By: /s/Angela Tese-Milner, as Trustee  
Trustee

**STATEMENT:** This Uniform Form is associated with an open bankruptcy case, therefore, Paperwork Reduction Act exemption 5 C.F.R. § 1320.4(a)(2) applies.

**EXHIBITS TO  
FINAL ACCOUNT**

**EXHIBIT 1 – GROSS RECEIPTS**

DESCRIPTION	UNIFORM TRAN. CODE <sup>1</sup>	\$ AMOUNT RECEIVED
account receivable	1221-000	3,459.50
Inventory Sale	1229-000	2,500.00
Emigrant stipulated recovery	1241-000	19,372.22
LAW SUIT	1241-000	400,000.00
law suit against Gran Pacific	1241-000	28,000.00
Post-Petition Interest Deposits	1270-000	4.48
cash at premises	1290-000	131.65
<b>TOTAL GROSS RECEIPTS</b>		<b>\$ 453,467.85</b>

<sup>1</sup>The Uniform Transaction Code is an accounting code assigned by the trustee for statistical reporting purposes.

**EXHIBIT 2 – FUNDS PAID TO DEBTOR & THIRD PARTIES**

PAYEE	DESCRIPTION	UNIFORM TRAN. CODE	\$ AMOUNT PAID
NA		NA	NA
<b>TOTAL FUNDS PAID TO DEBTOR &amp; THIRD PARTIES</b>			<b>\$ NA</b>

**EXHIBIT 3 – SECURED CLAIMS**

CLAIM NO.	CLAIMANT	UNIFORM TRAN. CODE	CLAIMS SCHEDULED (from Form 6D)	CLAIMS ASSERTED	CLAIMS ALLOWED	CLAIMS PAID
	Ford Motor Credit POB 31111 Tampa FL 33631		27,630.00	NA	NA	0.00
	GMAC POB 380905 Bloomington MN 55438		13,560.00	NA	NA	0.00
	Innovative Lease Services 5931 Priestly Dr. Carsbadm CA 92008		5,000.00	NA	NA	0.00
	Toyota Financial POB 3457 Torrance CA 60510		13,632.00	NA	NA	0.00
10B	EVANS NATIONAL LEASING, INC.	4210-000	NA	15,315.80	0.00	0.00
4	GMAC	4210-000	NA	9,042.63	0.00	0.00
17	PUGET SOUND LEASING	4210-000	NA	96,408.02	0.00	0.00
6	PUGET SOUND LEASING	4210-000	NA	106,423.69	0.00	0.00
9	TOYOTA MOTOR CREDIT CORPORATION	4210-000	NA	25,653.10	0.00	0.00
11B	INTERNAL REVENUE SERVICE	4300-070	NA	24,303.02	5,959.50	5,959.50
<b>TOTAL SECURED CLAIMS</b>			<b>\$ 59,822.00</b>	<b>\$ 277,146.26</b>	<b>\$ 5,959.50</b>	<b>\$ 5,959.50</b>

**EXHIBIT 4 – CHAPTER 7 ADMINISTRATIVE FEES and CHARGES**

PAYEE	UNIFORM TRAN. CODE	CLAIMS SCHEDULED	CLAIMS ASSERTED	CLAIMS ALLOWED	CLAIMS PAID
Trustee Angela Tese-Milner	2100-000	NA	25,923.39	25,923.39	25,923.39
Trustee Angela Tese-Milner	2200-000	NA	152.50	152.50	152.50
INTERNATIONAL SURETIES LTD	2300-000	NA	48.44	48.44	48.44
INTERNATIONAL SURETIES LTD.	2300-000	NA	13.91	13.91	13.91
INTERNATIONAL SURETIES, LTD.	2300-000	NA	29.34	29.34	29.34
143 PROPERTIES LLC	2410-000	NA	6,300.00	0.00	0.00
Bank of America	2600-000	NA	261.72	261.72	261.72
Empire National Bank	2600-000	NA	3,033.77	3,033.77	3,033.77
EmpireNationalBank	2600-000	NA	4,554.14	4,554.14	4,554.14
NEW YORK STATE CORPORATION TAX	2820-000	NA	25.00	25.00	25.00
NYC DEPT. OF FINANCE	2820-000	NA	13.00	13.00	13.00
NYS CORPORATION TAX	2820-000	NA	38.00	38.00	38.00
UNITED STATES TRUSTEE	2950-000	NA	1,950.00	1,950.00	1,950.00
G.E. SANDERS REPORTING INC	2990-000	NA	1,109.25	1,109.25	1,109.25
NEW YORK STATE CORPORATION TAX	2990-000	NA	25.00	25.00	25.00

PAYEE	UNIFORM TRAN. CODE	CLAIMS SCHEDULED	CLAIMS ASSERTED	CLAIMS ALLOWED	CLAIMS PAID
UNITED STATES BANKRUPTCY COURT	2990-000	NA	750.00	750.00	750.00
TESE & MILNER	3110-000	NA	123,863.00	123,863.00	123,863.00
KLESTADT WINTERS	3210-000	NA	104,591.50	104,591.50	104,591.50
Klestadt Winters	3220-000	NA	2,814.73	2,814.73	2,814.73
EISNER AMPER LLP	3410-580	NA	115,916.75	115,916.75	115,916.75
EisnerAmper LLP	3420-000	NA	463.00	463.00	463.00
<b>TOTAL CHAPTER 7 ADMIN. FEES AND CHARGES</b>		<b>\$ NA</b>	<b>\$ 391,876.44</b>	<b>\$ 385,576.44</b>	<b>\$ 385,576.44</b>

**EXHIBIT 5 – PRIOR CHAPTER ADMINISTRATIVE FEES and CHARGES**

PAYEE	UNIFORM TRAN. CODE	CLAIMS SCHEDULED	CLAIMS ASSERTED	CLAIMS ALLOWED	CLAIMS PAID
NYS DEPARTMENT OF LABOR	6820-000	NA	19,022.79	5,313.14	5,313.14
NYS DEPT OF TAX & FINANCE	6820-000	NA	7,263.27	7,263.27	7,263.27
143 PROPERTIES LLC	6920-000	NA	15,394.00	0.00	0.00
<b>TOTAL PRIOR CHAPTER ADMIN. FEES AND CHARGES</b>		<b>\$ NA</b>	<b>\$ 41,680.06</b>	<b>\$ 12,576.41</b>	<b>\$ 12,576.41</b>

**EXHIBIT 6 – PRIORITY UNSECURED CLAIMS**

CLAIM NO.	CLAIMANT	UNIFORM TRAN. CODE	CLAIMS SCHEDULED (from Form 6E)	CLAIMS ASSERTED (from Proofs of Claim)	CLAIMS ALLOWED	CLAIMS PAID
	Internal Revenue Service POB 7346 Philadelphia, PA 19101		50,000.00	NA	NA	0.00
	NYS Department of Taxation and Fina POB 4127 Binghamton, NY 13902		39,000.00	NA	NA	0.00
	NYS DEPT. OF LABOR UNEMPLOYEMNT INS. DIV. P.O.BOX 551 ALBANY, NEW YORK 12249		30,000.00	NA	NA	0.00
18	CONSOLIDATED EDISON COMPANY OF NEW	5800-000	NA	4,772.69	4,772.69	1,296.62
11C	INTERNAL REVENUE SERVICE	5800-000	NA	92,803.13	92,803.13	25,212.35
	N.Y.S. CORPORATION TAX	5800-000	NA	25.00	25.00	25.00
12	NYC DEPT. OF FINANCE	5800-000	NA	1,100.00	1,100.00	298.84
	NYS CORPORATION	5800-000	NA	25.00	25.00	25.00
	NYS CORPORATION TAX	5800-000	NA	25.00	25.00	25.00
14B	NYS DEPT OF TAX AND FINANCE	5800-000	NA	21,600.88	0.00	0.00

CLAIM NO.	CLAIMANT	UNIFORM TRAN. CODE	CLAIMS SCHEDULED (from Form 6E)	CLAIMS ASSERTED (from Proofs of Claim)	CLAIMS ALLOWED	CLAIMS PAID
15B	NYS DEPT OF TAX AND FINANCE	5800-000	NA	34,872.13	0.00	0.00
25B	NYS DEPT OF TAX AND FINANCE	5800-000	NA	35,828.63	35,828.63	9,733.77
3B	NYS DEPT OF TAX AND FINANCE	5800-000	NA	13,018.89	0.00	0.00
8B	NYS DEPT OF TAX AND FINANCE	5800-000	NA	21,600.88	0.00	0.00
13	NYS DEPT. OF LABOR	5800-000	NA	23,352.20	0.00	0.00
23	NYS DEPT. OF LABOR	5800-000	NA	46,890.16	46,890.16	12,738.92
<b>TOTAL PRIORITY UNSECURED CLAIMS</b>			<b>\$ 119,000.00</b>	<b>\$ 295,914.59</b>	<b>\$ 181,469.61</b>	<b>\$ 49,355.50</b>

**EXHIBIT 7 – GENERAL UNSECURED CLAIMS**

CLAIM NO.	CLAIMANT	UNIFORM TRAN. CODE	CLAIMS SCHEDULED (from Form 6F)	CLAIMS ASSERTED (from Proofs of Claim)	CLAIMS ALLOWED	CLAIMS PAID
	Arett Sales 1152 Markkress Road Cherry Hill NJ 08034		6,221.13	NA	NA	0.00
	Campania International 2452 Quakertown Road Suite 100		15,667.75	NA	NA	0.00



CLAIM NO.	CLAIMANT	UNIFORM TRAN. CODE	CLAIMS SCHEDULED (from Form 6F)	CLAIMS ASSERTED (from Proofs of Claim)	CLAIMS ALLOWED	CLAIMS PAID
	Capital One POB 30285 Salt Lake City		5,088.42	NA	NA	0.00
	Con Edison JAF Station POB 1702 New York, New York 10116		2,397.77	NA	NA	0.00
	Cynergy Data 30-30 47th Avenue Long Island City NY		472.50	NA	NA	0.00
	Ford Motor Credit Company POB 31111 Tampa Florida 33631		27,630.00	NA	NA	0.00
	GLS Real Estate Co. LLC 2407 Third Avenue Bronx, NY 10451		70,540.00	NA	NA	0.00
	Northern Border Tree Farm POB 449 Andoven NJ 07821		6,198.70	NA	NA	0.00
	Paetec POB 1283 Buffalo NY 14240		260.66	NA	NA	0.00
	Ponce De Leon Federal Savings Bank 1925 Third Avenue NY NY 10029		8,992.77	NA	NA	0.00
	Pugget Sounds Leasing POB 1295 Issaquah, WA 98027		93,751.00	NA	NA	0.00

CLAIM NO.	CLAIMANT	UNIFORM TRAN. CODE	CLAIMS SCHEDULED (from Form 6F)	CLAIMS ASSERTED (from Proofs of Claim)	CLAIMS ALLOWED	CLAIMS PAID
	Staples Credit Plan POB 689020 Des Moines IA 50361		4,500.00	NA	NA	0.00
	W.B. Brownstone Sales Co. POB 2110 Mandeville LA 70470		2,829.96	NA	NA	0.00
19	143 PROPERTIES LLC	7100-000	NA	58,334.00	0.00	0.00
20	143 PROPERTIES LLC	7100-000	NA	6,300.00	0.00	0.00
21	143 PROPERTIES LLC	7100-000	NA	15,394.00	0.00	0.00
31	143 PROPERTIES LLC	7100-000	NA	58,334.00	0.00	0.00
2	CONSOLIDATED EDISON COMPANY OF NEW	7100-000	NA	10,344.30	10,344.30	0.00
24	DAVID ROSE PERENNIALS INC.	7100-000	NA	1,931.37	1,931.37	0.00
10A	EVANS NATIONAL LEASING, INC.	7100-000	NA	26,764.13	0.00	0.00
1	GLS REAL ESTATE CO, LLC	7100-000	NA	75,686.77	75,686.77	0.00
11A	INTERNAL REVENUE SERVICE	7100-000	NA	9,524.25	9,524.25	0.00
14A	NYS DEPT OF TAX AND FINANCE	7100-000	NA	8,139.16	0.00	0.00

CLAIM NO.	CLAIMANT	UNIFORM TRAN. CODE	CLAIMS SCHEDULED (from Form 6F)	CLAIMS ASSERTED (from Proofs of Claim)	CLAIMS ALLOWED	CLAIMS PAID
15A	NYS DEPT OF TAX AND FINANCE	7100-000	NA	8,139.16	0.00	0.00
25A	NYS DEPT OF TAX AND FINANCE	7100-000	NA	8,342.26	8,342.26	0.00
3A	NYS DEPT OF TAX AND FINANCE	7100-000	NA	2,095.40	0.00	0.00
5A	NYS DEPT OF TAX AND FINANCE	7100-000	NA	2,880.88	0.00	0.00
5B	NYS DEPT OF TAX AND FINANCE	7100-000	NA	18,990.21	0.00	0.00
8A	NYS DEPT OF TAX AND FINANCE	7100-000	NA	5,689.16	0.00	0.00
22	NYS DEPT. OF LABOR	7100-000	NA	5,313.14	0.00	0.00
7	W.B. BROWNSTONE SALES CO	7100-000	NA	2,733.00	2,733.00	0.00
26	CAMPANIA INTERNATIONAL	7200-000	NA	15,167.75	15,167.75	0.00
<b>TOTAL GENERAL UNSECURED CLAIMS</b>			<b>\$ 244,550.66</b>	<b>\$ 340,102.94</b>	<b>\$ 123,729.70</b>	<b>\$ 0.00</b>

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**INDIVIDUAL ESTATE PROPERTY RECORD AND REPORT**  
**ASSET CASES**

Exhibit 8

Case No: 09-13258 CGM Judge: Cecilia G. Morris  
Case Name: DIMITRI NURSERIES, INC.

Trustee Name: Angela Tese-Milner, as Trustee  
Date Filed (f) or Converted (c): 11/24/2009 (c)  
341(a) Meeting Date: 01/12/2010  
Claims Bar Date: 04/12/2010

For Period Ending: 08/07/2017

1	2	3	4	5	6
Asset Description (Scheduled and Unscheduled (u) Property)	Petition/ Unscheduled Values	Est Net Value (Value Determined by Trustee, Less Liens, Exemptions, and Other Costs)	Property Formally Abandoned OA=554(a)	Sale/Funds Received by the Estate	Asset Fully Administered (FA)/ Gross Value of Remaining Assets
1. cash at premises (u)	0.00	131.65		131.65	FA
2. Post-Petition Interest Deposits	0.00	N/A		4.48	FA
3. account receivable (u)	30,000.00	3,459.50		3,459.50	FA
4. Inventory Sale (u)	0.00	2,500.00		2,500.00	FA
5. LAW SUIT (u)	0.00	400,000.00		400,000.00	FA
6. Emigrant stipulated recovery (u)	0.00	19,372.22		19,372.22	FA
7. BANK ACCOUNTS	645.00	0.00		0.00	FA
8. AUTOMOBILES AND OTHER VEHICLES	53,000.00	0.00		0.00	FA
9. misc office equip	1,000.00	0.00		0.00	FA
10. store fixtures and lighting	5,000.00	0.00		0.00	FA
11. misc plants seeds	20,000.00	0.00		0.00	FA
12. law suit against Gran Pacific (u)	0.00	28,000.00		28,000.00	FA

	Gross Value of Remaining Assets			
TOTALS (Excluding Unknown Values)	\$109,645.00	\$453,463.37	\$453,467.85	\$0.00
			(Total Dollar Amount in Column 6)	

Major activities affecting case closing which are not reflected above, and matters pending, date of hearing or sale, and other action:

The Trustee is objecting to claims. Following the claims objection process, the Trustee will file her final report.  
The Trustee has filed her final report.  
12/31/16 The Trustee has made her final distribution.

- RE PROP # 3 -- The Trustee collected various accounts receivable from entities that had purchased flowers from the Debtors. The account receivables listed in the Debtor's 2012 revised schedules were not collectible. The Trustee served demand letters on all identified account debtors.
- RE PROP # 4 -- The Trustee retained GEM Auction Corp. in December 2010 to conduct a sale of the Debtor's inventory which took place on the Debtor's business premises in January 2011.
- RE PROP # 5 -- The Trustee has conducted an investigation and has filed complaint against the principals of the Debtor and related entities. A stipulation of settlement resolving the adversary proceeding has been "so-ordered" by the Court.  
see case notes
- RE PROP # 7 -- funds not available at conversion to chapter 7
- RE PROP # 8 -- The Debtor was not in possession of the automobiles when the case was converted and the vehicles had no equity for the estate.
- RE PROP # 10 -- These fixtures had no value to the estate and legally were property of the landlord.
- RE PROP # 11 -- not available at conversion

Initial Projected Date of Final Report (TFR): 12/31/2010

Current Projected Date of Final Report (TFR): 07/07/2016

ESTATE CASH RECEIPTS AND DISBURSEMENTS RECORD

Case No: 09-13258  
Case Name: DIMITRI NURSERIES, INC.

Trustee Name: Angela Tese-Milner, as Trustee  
Bank Name: Bank of America  
Account Number/CD#: XXXXXX4710  
Money Market Account (Interest Earn

Exhibit 9

Taxpayer ID No: XX-XXX1796  
For Period Ending: 08/07/2017

Blanket Bond (per case limit): \$68,010,465.00  
Separate Bond (if applicable):

1	2	3	4		5	6	7
Transaction Date	Check or Reference	Paid To / Received From	Description of Transaction	Uniform Tran. Code	Deposits (\$)	Disbursements (\$)	Account/CD Balance (\$)
12/15/09	1	TESE-MILNER, ANGELA Trustee	cash at premises	1290-000	\$131.65		\$131.65
12/15/09	3	SOUTHPOINT CAPITAL ADVISORS LP 623 Fifth Avenue Suite 2601 New York NY 10022	account rec.	1221-000	\$789.05		\$920.70
12/31/09	2	Bank of America	Interest Rate 0.030	1270-000	\$0.01		\$920.71
01/12/10	3	FRANK & WALTER EBERHARDT	COLLECTIONS	1221-000	\$264.35		\$1,185.06
01/12/10		West End Synagogue	COLLECTIONS	1221-000	\$145.90		\$1,330.96
01/12/10		K. McCallum	COLLECTIONS	1121-000	\$220.98		\$1,551.94
01/13/10	4	G.E.M. AUCTION CORP.	SALE PAYMENT	1229-000	\$2,500.00		\$4,051.94
01/25/10	3	SYNAGOGUE, WEST END	account receivable correction of deposit 4	1221-000	\$145.90		\$4,197.84
01/25/10	3	K., MCCALLUM	account receivable	1221-000	\$220.98		\$4,418.82
01/25/10		West End Synagogue	COLLECTIONS Reversal incorrect amount	1221-000	(\$145.90)		\$4,272.92
01/25/10		K. McCallum	COLLECTIONS Reversal correction of deposit 5 for amount	1121-000	(\$220.98)		\$4,051.94
01/29/10	2	Bank of America	Interest Rate 0.030	1270-000	\$0.05		\$4,051.99
02/26/10	2	Bank of America	Interest Rate 0.030	1270-000	\$0.09		\$4,052.08
03/11/10	3	BMC NINE INTERPRISES, INC.	A Rec.	1221-000	\$337.94		\$4,390.02
03/11/10	3	RMC HOLDING GROUP, LLC	A Rec.	1221-000	\$293.00		\$4,683.02
03/11/10	3	BETA 1. LLC	A. Rec.	1221-000	\$561.07		\$5,244.09
03/11/10	3	BETA II, LLC	A. Rec.	1221-000	\$585.91		\$5,830.00

Page Subtotals:

\$5,830.00

\$0.00

FORM 101-7-TDR  
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**ESTATE CASH RECEIPTS AND DISBURSEMENTS RECORD**

Case No: 09-13258  
Case Name: DIMITRI NURSERIES, INC.

Trustee Name: Angela Tese-Milner, as Trustee  
Bank Name: Bank of America  
Account Number/CD#: XXXXXX4710  
Money Market Account (Interest Earn

Exhibit 9

Taxpayer ID No: XX-XXX1796  
For Period Ending: 08/07/2017

Blanket Bond (per case limit): \$68,010,465.00  
Separate Bond (if applicable):

1	2	3	4		5	6	7
Transaction Date	Check or Reference	Paid To / Received From	Description of Transaction	Uniform Tran. Code	Deposits (\$)	Disbursements (\$)	Account/CD Balance (\$)
03/11/10	3	AAF, DOUGLAS ELLIMAN	A. Rec	1221-000	\$261.30		\$6,091.30
03/11/10	1001	NYS CORPORATION TAX Tax ID 13-3611796	tax payment	2820-000		\$13.00	\$6,078.30
03/11/10	1002	NYC DEPT. OF FINANCE Tax Id.13-3611796	tax payment	2820-000		\$13.00	\$6,065.30
03/31/10	2	Bank of America	INTEREST REC'D FROM BANK	1270-000	\$0.14		\$6,065.44
04/30/10	2	Bank of America	Interest Rate 0.030	1270-000	\$0.15		\$6,065.59
05/28/10	2	Bank of America	Interest Rate 0.030	1270-000	\$0.15		\$6,065.74
06/01/10	1003	G.E. SANDERS REPORTING INC 363 Seventh Ave 21st Fl. N.Y., N.Y. 10001 Invoices 5/24 and 27, 2010	deposition cost	2990-000		\$1,109.25	\$4,956.49
06/30/10	2	Bank of America	Interest Rate 0.030	1270-000	\$0.14		\$4,956.63
07/30/10	2	Bank of America	Interest Rate 0.030	1270-000	\$0.12		\$4,956.75
08/31/10	2	Bank of America	Interest Rate 0.030	1270-000	\$0.13		\$4,956.88
09/30/10	2	Bank of America	Interest Rate 0.030	1270-000	\$0.12		\$4,957.00
10/29/10	2	Bank of America	Interest Rate 0.030	1270-000	\$0.12		\$4,957.12
11/30/10	2	Bank of America	Interest Rate 0.030	1270-000	\$0.13		\$4,957.25
12/31/10	2	Bank of America	Interest Rate 0.030	1270-000	\$0.13		\$4,957.38
01/31/11	2	Bank of America	Interest Rate 0.030	1270-000	\$0.13		\$4,957.51
02/28/11	2	Bank of America	Interest Rate 0.010	1270-000	\$0.04		\$4,957.55

Page Subtotals:

\$262.80

\$1,135.25

PC FORM 101-7  
ESTATE CASH RECEIPTS AND DISBURSEMENTS RECORD

Case No: 09-13258  
Case Name: DIMITRI NURSERIES, INC.

Trustee Name: Angela Tese-Milner, as Trustee  
Bank Name: Bank of America  
Account Number/CD#: XXXXXX4710  
Money Market Account (Interest Earn

Exhibit 9

Taxpayer ID No: XX-XXX1796  
For Period Ending: 08/07/2017

Blanket Bond (per case limit): \$68,010,465.00  
Separate Bond (if applicable):

1	2	3	4		5	6	7
Transaction Date	Check or Reference	Paid To / Received From	Description of Transaction	Uniform Tran. Code	Deposits (\$)	Disbursements (\$)	Account/CD Balance (\$)
03/15/11	1004	NEW YORK STATE CORPORATION TAX Processing UnitPO Box 22092Albany, NY 12201-2092	tax return payment Employer Identification Number 13- 3611796 Tax Year 2010	2820-000		\$25.00	\$4,932.55
03/31/11	2	Bank of America	Interest Rate 0.010	1270-000	\$0.04		\$4,932.59
04/27/11	6	EMIGRANT MORTGAGE COMPANY	per settlement order	1241-000	\$19,372.22		\$24,304.81
04/29/11	2	Bank of America	Interest Rate 0.010	1270-000	\$0.04		\$24,304.85
05/31/11	2	Bank of America	Interest Rate 0.010	1270-000	\$0.20		\$24,305.05
06/30/11	2	Bank of America	Interest Rate 0.010	1270-000	\$0.20		\$24,305.25
06/30/11	1005	INTERNATIONAL SURETIES LTD. Suite 420701 Poydras StreetNew Orleans La 70139	Bond Payment	2300-000		\$13.91	\$24,291.34
07/29/11	2	Bank of America	Interest Rate 0.010	1270-000	\$0.20		\$24,291.54
08/31/11	2	Bank of America	Interest Rate 0.010	1270-000	\$0.21		\$24,291.75
09/30/11	2	Bank of America	Interest Rate 0.010	1270-000	\$0.20		\$24,291.95
10/31/11	2	Bank of America	Interest Rate 0.010	1270-000	\$0.21		\$24,292.16
10/31/11		Bank of America	BANK SERVICE FEE	2600-000		\$30.95	\$24,261.21
11/30/11	2	Bank of America	Interest Rate 0.010	1270-000	\$0.20		\$24,261.41
11/30/11		Bank of America	BANK SERVICE FEE	2600-000		\$29.91	\$24,231.50
12/30/11	2	Bank of America	Interest Rate 0.010	1270-000	\$0.20		\$24,231.70
12/30/11		Bank of America	BANK SERVICE FEE	2600-000		\$29.87	\$24,201.83

Page Subtotals:

\$19,373.92

\$129.64



PC FORM 17-0124  
ESTATE CASH RECEIPTS AND DISBURSEMENTS RECORD

Case No: 09-13258  
Case Name: DIMITRI NURSERIES, INC.

Trustee Name: Angela Tese-Milner, as Trustee  
Bank Name: Bank of America  
Account Number/CD#: XXXXXX4710  
Money Market Account (Interest Earn

Exhibit 9

Taxpayer ID No: XX-XXX1796  
For Period Ending: 08/07/2017

Blanket Bond (per case limit): \$68,010,465.00  
Separate Bond (if applicable):

1	2	3	4		5	6	7
Transaction Date	Check or Reference	Paid To / Received From	Description of Transaction	Uniform Tran. Code	Deposits (\$)	Disbursements (\$)	Account/CD Balance (\$)
01/31/12	2	Bank of America	Interest Rate 0.010	1270-000	\$0.21		\$24,202.04
01/31/12		Bank of America	BANK SERVICE FEE	2600-000		\$31.74	\$24,170.30
02/29/12	2	Bank of America	Interest Rate 0.010	1270-000	\$0.19		\$24,170.49
02/29/12		Bank of America	BANK SERVICE FEE	2600-000		\$28.73	\$24,141.76
03/09/12	1006	NEW YORK STATE CORPORATION TAX 09-1325813-3611796	extension fee	2990-000		\$25.00	\$24,116.76
03/30/12	2	Bank of America	Interest Rate 0.010	1270-000	\$0.20		\$24,116.96
03/30/12		Bank of America	BANK SERVICE FEE	2600-000		\$29.67	\$24,087.29
04/30/12	2	Bank of America	Interest Rate 0.010	1270-000	\$0.20		\$24,087.49
04/30/12		Bank of America	BANK SERVICE FEE	2600-000		\$30.60	\$24,056.89
05/31/12	2	Bank of America	Interest Rate 0.010	1270-000	\$0.20		\$24,057.09
05/31/12		Bank of America	BANK SERVICE FEE	2600-000		\$30.56	\$24,026.53
06/21/12	2	Bank of America	INTEREST REC'D FROM BANK	1270-000	\$0.13		\$24,026.66
06/21/12		Bank of America 901 MAIN STREET 10TH FLOOR DALLAS, TX 75283	BANK FEES	2600-000		\$19.69	\$24,006.97
06/21/12		Trsf To Empire National Bank	FINAL TRANSFER	9999-000		\$24,006.97	\$0.00

COLUMN TOTALS	\$25,467.85	\$25,467.85
Less: Bank Transfers/CD's	\$0.00	\$24,006.97
Subtotal	\$25,467.85	\$1,460.88

Page Subtotals: \$1.13 \$24,202.96

09-13258-mkv Doc 114 Filed 08/25/17 Entered 08/25/17 15:49:12 Main Document  
Pg 18 of 24  
Less: Payments to Debtors \$0.00 \$0.00  
Net \$25,467.85 \$1,460.88

Exhibit 9

FORM 101-7-TDR  
ESTATE CASH RECEIPTS AND DISBURSEMENTS RECORD

Case No: 09-13258  
Case Name: DIMITRI NURSERIES, INC.

Trustee Name: Angela Tese-Milner, as Trustee  
Bank Name: EmpireNationalBank  
Account Number/CD#: XXXXXX2241  
Checking Account

Exhibit 9

Taxpayer ID No: XX-XXX1796  
For Period Ending: 08/07/2017

Blanket Bond (per case limit): \$68,010,465.00  
Separate Bond (if applicable):

1	2	3	4		5	6	7
Transaction Date	Check or Reference	Paid To / Received From	Description of Transaction	Uniform Tran. Code	Deposits (\$)	Disbursements (\$)	Account/CD Balance (\$)
06/21/12		Trsf In From Bank of America	INITIAL WIRE TRANSFER IN	9999-000	\$24,006.97		\$24,006.97
10/03/12	101	INTERNATIONAL SURETIES LTD Suite 420701 Poydras St.New Orleans, La. 70139	blanket bond 6/12/12 to 6/12/13	2300-000		\$9.13	\$23,997.84
03/13/13	102	N.Y.S. CORPORATION TAX	extension tax payment	5800-000		\$25.00	\$23,972.84
08/01/13	103	INTERNATIONAL SURETIES LTD Suite 420701 Poydras St.New Orleans, La. 70139	Blanket bond payment 2013 voucher #51074	2300-000		\$14.93	\$23,957.91
01/08/14	12	MEYNER AND LANDIS LLP	SETTLEMENT AMOUNT	1241-000	\$28,000.00		\$51,957.91
03/11/14	104	NYS CORPORATION TAX	TAX PAYMENT	5800-000		\$25.00	\$51,932.91
03/11/14	105	NYC CORPORATION TAX	TAX PAYMENT	5800-000		\$25.00	\$51,907.91
07/08/14	106	INTERNATIONAL SURETIES, LTD. Suite 42 C701 Poydras St.New Orleans La 70139	bond premium	2300-000		\$29.34	\$51,878.57
08/01/14		Empire National Bank	BANK SERVICE FEE	2600-000		\$43.26	\$51,835.31
09/02/14		Empire National Bank	BANK SERVICE FEE	2600-000		\$43.22	\$51,792.09
10/01/14		Empire National Bank	BANK SERVICE FEE	2600-000		\$43.18	\$51,748.91
11/03/14		Empire National Bank	BANK SERVICE FEE	2600-000		\$43.14	\$51,705.77
11/13/14	105	Reverses Check # 105	TAX PAYMENT	5800-000		(\$25.00)	\$51,730.77
12/01/14		Empire National Bank	BANK SERVICE FEE	2600-000		\$43.11	\$51,687.66
01/02/15		Empire National Bank	BANK SERVICE FEE	2600-000		\$43.07	\$51,644.59
02/02/15		Empire National Bank	BANK SERVICE FEE	2600-000		\$75.32	\$51,569.27

Page Subtotals:

\$52,006.97

\$437.70

ESTATE CASH RECEIPTS AND DISBURSEMENTS RECORD

Case No: 09-13258  
Case Name: DIMITRI NURSERIES, INC.

Trustee Name: Angela Tese-Milner, as Trustee  
Bank Name: EmpireNationalBank  
Account Number/CD#: XXXXXX2241  
Checking Account

Exhibit 9

Taxpayer ID No: XX-XXX1796  
For Period Ending: 08/07/2017

Blanket Bond (per case limit): \$68,010,465.00  
Separate Bond (if applicable):

1	2	3	4		5	6	7
Transaction Date	Check or Reference	Paid To / Received From	Description of Transaction	Uniform Tran. Code	Deposits (\$)	Disbursements (\$)	Account/CD Balance (\$)
03/02/15		Empire National Bank	BANK SERVICE FEE	2600-000		\$75.21	\$51,494.06
03/12/15	107	NYS CORPORATION	tax payment	5800-000		\$25.00	\$51,469.06
03/12/15	108	NYC DEPT. OF FINANCE	tax payment	5800-000		\$25.00	\$51,444.06
04/01/15		Empire National Bank	BANK SERVICE FEE	2600-000		\$75.09	\$51,368.97
04/30/15	108	Reverses Check # 108	tax payment Uncashed check	5800-000		(\$25.00)	\$51,393.97
05/01/15		Empire National Bank	BANK SERVICE FEE	2600-000		\$74.95	\$51,319.02
06/01/15		Empire National Bank	BANK SERVICE FEE	2600-000		\$74.84	\$51,244.18
07/01/15		Empire National Bank	BANK SERVICE FEE	2600-000		\$74.73	\$51,169.45
07/07/15	109	INTERNATIONAL SURETIES, LTD.	bond premium	2300-000		\$24.38	\$51,145.07
07/16/15	5	AL DOG ENTERPRISES, LLC	Settlement per stipulation order	1241-000	\$400,000.00		\$451,145.07
08/03/15		Empire National Bank	BANK SERVICE FEE	2600-000		\$356.86	\$450,788.21
09/01/15		Empire National Bank	BANK SERVICE FEE	2600-000		\$657.43	\$450,130.78
09/10/15	110	UNITED STATES BANKRUPTCY COURT S.D.N.Y.	adv. pro, filing fees	2990-000		\$750.00	\$449,380.78
10/01/15		Empire National Bank	BANK SERVICE FEE	2600-000		\$655.97	\$448,724.81
11/02/15		Empire National Bank	BANK SERVICE FEE	2600-000		\$654.39	\$448,070.42
12/01/15		EmpireNationalBank	Bank Service Fee under 11 U.S.C. § 330(a)(1)(B), 503(b) (1), and 507(a)(2)	2600-000		\$653.47	\$447,416.95

Page Subtotals:

\$400,000.00

\$4,152.32

PC Form 124  
ESTATE CASH RECEIPTS AND DISBURSEMENTS RECORD

Case No: 09-13258  
Case Name: DIMITRI NURSERIES, INC.

Trustee Name: Angela Tese-Milner, as Trustee  
Bank Name: EmpireNationalBank  
Account Number/CD#: XXXXXX2241  
Checking Account

Exhibit 9

Taxpayer ID No: XX-XXX1796  
For Period Ending: 08/07/2017

Blanket Bond (per case limit): \$68,010,465.00  
Separate Bond (if applicable):

1	2	3	4		5	6	7
Transaction Date	Check or Reference	Paid To / Received From	Description of Transaction	Uniform Tran. Code	Deposits (\$)	Disbursements (\$)	Account/CD Balance (\$)
01/04/16		EmpireNationalBank	Bank Service Fee under 11 U.S.C. § 330(a)(1)(B), 503(b)(1), and 507(a)(2)	2600-000		\$652.48	\$446,764.47
02/01/16		EmpireNationalBank	Bank Service Fee under 11 U.S.C. § 330(a)(1)(B), 503(b)(1), and 507(a)(2)	2600-000		\$651.62	\$446,112.85
03/01/16		EmpireNationalBank	Bank Service Fee under 11 U.S.C. § 330(a)(1)(B), 503(b)(1), and 507(a)(2)	2600-000		\$650.58	\$445,462.27
03/14/16	111	NYS Corporation Tax NYS Corporation Tax Processing Unit PO Bx 15182 Albany New York 12212-5182 Ct-3-S	corporation tax payment	2820-000		\$25.00	\$445,437.27
04/01/16		EmpireNationalBank	Bank Service Fee under 11 U.S.C. § 330(a)(1)(B), 503(b)(1), and 507(a)(2)	2600-000		\$649.61	\$444,787.66
05/02/16		EmpireNationalBank	Bank Service Fee under 11 U.S.C. § 330(a)(1)(B), 503(b)(1), and 507(a)(2)	2600-000		\$648.65	\$444,139.01
06/01/16		EmpireNationalBank	Bank Service Fee under 11 U.S.C. § 330(a)(1)(B), 503(b)(1), and 507(a)(2)	2600-000		\$647.73	\$443,491.28
12/08/16	112	Trustee Angela Tese-Milner One Minetta Lane NEW YORK, NY 10012	Distribution			\$26,075.89	\$417,415.39
		Trustee Angela Tese-Milner	Final distribution representing a payment of 100.00 % per court order. (\$25,923.39)	2100-000			
		Trustee Angela Tese-Milner	Final distribution representing a payment of 100.00 % per court order. (\$152.50)	2200-000			
12/08/16	113	UNITED STATES TRUSTEE 33 Whitehall Street, 21st Floor New York, NY 10004	(16-1) Unpaid Quarterly	2950-000		\$1,950.00	\$415,465.39
12/08/16	114	TESE & MILNER Tese & Milner	Final distribution representing a payment of 100.00 % per court order.	3110-000		\$123,863.00	\$291,602.39

Page Subtotals:

\$0.00

\$155,814.56

PC 22-0124  
**ESTATE CASH RECEIPTS AND DISBURSEMENTS RECORD**

Case No: 09-13258  
Case Name: DIMITRI NURSERIES, INC.

Trustee Name: Angela Tese-Milner, as Trustee  
Bank Name: EmpireNationalBank  
Account Number/CD#: XXXXXX2241  
Checking Account

Exhibit 9

Taxpayer ID No: XX-XXX1796  
For Period Ending: 08/07/2017

Blanket Bond (per case limit): \$68,010,465.00  
Separate Bond (if applicable):

1	2	3	4		5	6	7
Transaction Date	Check or Reference	Paid To / Received From	Description of Transaction	Uniform Tran. Code	Deposits (\$)	Disbursements (\$)	Account/CD Balance (\$)
12/08/16	115	KLESTADT WINTERS Klestadt Winters	Final distribution representing a payment of 100.00 % per court order.	3210-000		\$104,591.50	\$187,010.89
12/08/16	116	Klestadt Winters	Final distribution representing a payment of 100.00 % per court order.	3220-000		\$2,814.73	\$184,196.16
12/08/16	117	EISNER AMPER LLP Eisner Amper, LLP	Final distribution representing a payment of 100.00 % per court order.	3410-580		\$115,916.75	\$68,279.41
12/08/16	118	EisnerAmper LLP Eisner Amper	Final distribution representing a payment of 100.00 % per court order.	3420-000		\$463.00	\$67,816.41
12/08/16	119	INTERNAL REVENUE SERVICE insolvency section po box 21126 philadelphia, pa 19114	Distribution			\$31,171.85	\$36,644.56
		INTERNAL REVENUE SERVICE	Final distribution to claim 11 representing a payment of 100.00 % per court order. (\$5,959.50)	4300-070			
		INTERNAL REVENUE SERVICE	Final distribution to claim 11 representing a payment of 27.17 % per court order. (\$25,212.35)	5800-000			
12/08/16	120	NYS DEPT OF TAX & FINANCE Bankruptcy Section P.O. Box 5300 Albany, NY 12205-0300	Final distribution to claim 28 representing a payment of 100.00 % per court order.	6820-000		\$7,263.27	\$29,381.29
12/08/16	121	NYS DEPARTMENT OF LABOR STATE OFFICE CAMPUS BUILDING #12 ROOM #256 ALBANY, NY 12240	Final distribution to claim 32 representing a payment of 100.00 % per court order.	6820-000		\$5,313.14	\$24,068.15
12/08/16	122	NYC DEPT. OF FINANCE AUDIT DIVISION 345 ADAMS STREET, 5TH FLOOR BROOKLYN, NEW YORK 11201 ATTENTION: BANKRUPTCY UNIT	(12-1) ADMINISTRATIVE CLAIM	5800-000		\$298.84	\$23,769.31

Page Subtotals:

\$0.00

\$267,833.08

FORM 101-7-TDR  
PG 23 of 24  
**ESTATE CASH RECEIPTS AND DISBURSEMENTS RECORD**

Case No: 09-13258  
Case Name: DIMITRI NURSERIES, INC.

Trustee Name: Angela Tese-Milner, as Trustee  
Bank Name: EmpireNationalBank  
Account Number/CD#: XXXXXX2241  
Checking Account

Exhibit 9

Taxpayer ID No: XX-XXX1796  
For Period Ending: 08/07/2017

Blanket Bond (per case limit): \$68,010,465.00  
Separate Bond (if applicable):

1	2	3	4		5	6	7
Transaction Date	Check or Reference	Paid To / Received From	Description of Transaction	Uniform Tran. Code	Deposits (\$)	Disbursements (\$)	Account/CD Balance (\$)
12/08/16	123	CONSOLIDATED EDISON COMPANY OF NEW 4 Irving Place, Room 1875-S New York, New York 10003 Attn: Bankruptcy Group	(18-1) Goods Sold	5800-000		\$1,296.62	\$22,472.69
12/08/16	124	NYS DEPT. OF LABOR Unemployment Insurance Division Gov. W. Averell Harriman State Office Bldg Building 12, Room 256 Albany, N.Y. 12240	(23-1) AMENDS CLAIM NUMBER 13.	5800-000		\$12,738.92	\$9,733.77
12/08/16	125	NYS DEPT OF TAX AND FINANCE BANKRUPTCY SECTION PO BOX 5300 ALBANY, NY 12205	(25-1) 5th amended Pre Petition	5800-000		\$9,733.77	\$0.00

COLUMN TOTALS	\$452,006.97	\$452,006.97
Less: Bank Transfers/CD's	\$24,006.97	\$0.00
Subtotal	\$428,000.00	\$452,006.97
Less: Payments to Debtors	\$0.00	\$0.00
Net	\$428,000.00	\$452,006.97

Page Subtotals:

\$0.00

\$23,769.31

Exhibit 9

TOTAL OF ALL ACCOUNTS			
	NET		ACCOUNT
	NET DEPOSITS	DISBURSEMENTS	BALANCE
XXXXXX2241 - Checking Account	\$428,000.00	\$452,006.97	\$0.00
XXXXXX4710 - Money Market Account (Interest Earn	\$25,467.85	\$1,460.88	\$0.00
	----- \$453,467.85	----- \$453,467.85	----- \$0.00
	(Excludes account transfers)	(Excludes payments to debtors)	Total Funds on Hand
Total Allocation Receipts:	\$0.00		
Total Net Deposits:	\$453,467.85		
Total Gross Receipts:	\$453,467.85		

Page Subtotals:

\$0.00

\$0.00